IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.449 OF 2006

IN

SUMMARY SUIT NO.2520 OF 2005

Madan Dashputra & another ...Plaintiffs

vs.

Suman Motels Ltd. & another. ...Defendants

...

Mr.S.D'lima i/b. Raval Shah & Co., for Plaintiffs.

None for Defendants.

CORAM: D.K.DESHMUKH, J.

DATED: 6th DECEMBER,2006

P.C.:

. The learned Counsel appearing for plaintiffs states that the defendants have been served with the summons for judgment on 16.8.2006. Affidavit of service has been filed. The defendants have not filed any application for leave to defend within a period provided under Order 37 of C.P.C. Therefore, in view of the provisions of Order 37 of C.P.C. the plaintiffs are entitled to a decree.

. Heard the learned Counsel appearing for plaintiffs. Perused the record. Summons for judgment is granted. Suit of the plaintiffs is decreed in terms of prayer clause (i), (ii) and (iii). Refund of court fees as per rules.

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